



PDC NEWS

711 Capitol Way, Room 206
Olympia Washington

Public Disclosure Commission

Mike Connelly, Chair
Earl Tilly, Vice-Chair
Jane Noland, Secretary
Bill Brumsickle, Member
Ken Schellberg, Member

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Election of Officers

Commissioner **Earl Tilly** from Wenatchee was elected vice-chair and Commissioner **Jane Noland** from Seattle was elected secretary of the Public Disclosure Commission. Tilly and Noland replace former commissioners Jeannette Wood and Francis Martin who served as vice-chair and secretary, respectively, since July 2004. Commissioner **Mike Connelly** from Spokane remains Chair. The current officers' terms will end in June 2005.

Reporting Modifications

The Commission granted a reporting modification to **Linda Averill**, a 2005 Freedom Socialist Party candidate for the City of Seattle council, who requested to report contributor names, employers and occupations of individuals who contribute more than \$100 in the aggregate, and vendors by assigned code numbers along with contributors' and vendors' zip codes. The commissioners emphasized that the modification was granted 1) because they believed the personal safety of Averill's supporters may be compromised in light threats FSP supporters had received and 2) they believed the modification was in line with a recent US District Court ruling overturning the City of Seattle's Ethics & Elections Commission's denial of a similar reporting modification request made by Averill for her 2003 campaign. The Commission also granted Averill's request for an exemption from making these names, addresses, and the employer/occupation information available during the 8-day period for public inspection of campaign books. The Commission stressed that the reporting modification was for the 2005 campaign only and future requests of this nature would be considered in a full hearing.

A modification request by **David Wilson**, 2005 candidate for Director, Shoreline School District, was granted by the Commission. Wilson requested an exemption from reporting the names of his two minor children and information about trust accounts established in the names of those minor children.

The Commission also granted a modification to **James E. Rogers**, Judge, King Co Superior Court, who requested an exemption from reporting all business customers of the University Heights Community Center of which he is a volunteer director.

A modification with minor change was renewed for **Daniel J. Evans**, Regent, University of Washington.

Reporting modifications with no change were granted to the following individuals:

Kenneth Alhadeff, Regent, Washington State University
Jeffrey Brotman, Regent, University of Washington
Gordon Budke, Trustee, Eastern Washington University
William Chapman, Member, Interagency Comm for Outdoor Recreation
Craig Cole, Regent, University of Washington
Elizabeth Cowles, Regent, Washington State University
Robert Craves, Member, Higher Education Board
Monte Dahlstrom, Commissioner, Grays Harbor Water Dist #2
Bruce Dammeier, School Director, Puyallup SD #3
Aubrey Davis, Member, Washington State Transportation Comm'n
Joseph Delay, Member, Commission on Judicial Conduct
Claire S. Grace, Commissioner, State Housing Finance Comm'n

Richard Hartman, School Director, Montesano SD #066
Stephen Johnson, Senator, Legislative Dist 47
Lori Kaiser, Council Member, City of Mukilteo
David Lamb, Trustee, The Evergreen State College
Richard LaRosa, Member, Indeterminate Sentence Review Board
Dan S. Lum, Judge, King Co Superior Court
Kirk Michels, School Director, Grandview SD #105
J. Dean Morgan, Judge, WA State Court of Appeals
A. Daniel O'Neal, Member, Washington State Transportation Comm'n
Jack Pittis, City Council Member, City of Port Angeles
Palmer Robinson, Judge, King Co Superior Court
Richard Roozen, School Director, Mt Vernon SD
Philip E Sharpe, Trustee, Western Washington University
Jeanne E. Stewart, City Council Member, City of Vancouver
Rebecca Stillings, Director, Rainier SD #307
Elizabeth Verhey, Judge, Tacoma Municipal Court
Nancy Whitten, City Council Member, City of Sammamish
Diana Wilhite, City Council Member, City of Spokane Valley
William L. Williams, School Director, North Thurston SD
Betty Woods, Trustee, Western Washington University

Rule Making

The Commission held public hearings and adopted language amending the following rules:

- **WAC 390-37-090** was amended to remove the requirement that stipulations be read into the record during enforcement proceedings;
- **WAC 390-37-060** was amended to narrow the application of the 10-day notice period given to respondents in adjudicative proceedings. The rule, as amended, conforms to the state's Administrative Procedures Act and excludes non-hearing related procedures from the notice period;
- **WAC 390-19-030** was amended to exempt in-kind contributions pledged or received during the 8 days prior to an election from the \$10,000 expenditure threshold that triggers the electronic filing requirement;
- **WAC 390-16-125** was amended to provide more guidance to candidates and political committees as to when changing from the Mini Reporting to Full Reporting option is allowed. The amendment conditions approval to change from Mini to Full Reporting within 30 days of an election on specific criteria set out in the rule;
- **WAC 390-16-105** was amended to clarify which sections of RCW 42.17 filers must comply with after selecting the Mini Reporting option; and
- **WAC 390-20-130** was amended to revise the L-7 form, "Employment of Legislators, State Officers, and State Employees."

Advisory Matters

The Commission adopted amendments to two prior PDC Interpretations (01-03, Guidelines for School Districts in Election Campaigns and 04-02, Guidelines for Local Government Agencies in Election Campaigns). The guidelines were amended to harmonize a recent Attorney General Opinion, AGO 2005 No. 4, with the advice the Commission gives to school districts and local government agencies concerning the prohibition against using public facilities in election campaigns. The AGO defined the term "elected legislative body" as it relates to use of public facilities.

The Commission meeting materials may be found at www.pdc.wa.gov under **Commission Meetings at Meeting Agendas and Materials**. For additional information concerning these issues contact Lori Anderson, Acting Communications & Training Officer, at (360) 664-2737, toll free 1-877-601-2828 or e-mail at landerson@pdc.wa.gov.